

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JULY 8, 2013**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:07 p.m. on Monday, July 8, 2013, with Councillor Lewis presiding.

Councillor McQuillen led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*25 PRESENT: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*  
*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

A quorum of twenty-five members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Moriarty Adams recognized Marion County Sheriff John Layton. Councillor Adamson recognized near-eastside residents Linda Pinkner, Christian Mosburg and Rosie Stockdale.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

*Journal of the City-County Council*

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, July 8, 2013, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Maggie A. Lewis  
President, City-County Council

June 19, 2013

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Monday, June 24, 2013 a copy of a Notice of Public Hearing on Proposal Nos. 162, 164, 168 and 170-174, 2013, said hearing to be held on Monday, July 8, 2013, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/NaTrina DeBow  
Clerk of the City-County Council

June 21, 2013

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, NaTrina DeBow, the following ordinances:

FISCAL ORDINANCE NO. 18, 2013 – appropriates \$110,500 in the 2013 budget of the Mayor's Office of Education Innovation (State Grants Fund) to fund oversight cost of special management teams now operating the four turnaround academies, reimbursed by the Indiana Department of Education

FISCAL ORDINANCE NO. 20, 2013 – approves an increase of \$350,000 in the 2013 Budget of the Department of Public Works (Redevelopment General Fund) to fund Phase One of the Gateway, Pedestrian and Transit Improvements Project in the Lafayette Square area

FISCAL ORDINANCE NO. 21, 2013 – reduces 2013 appropriations for various city and county agencies by a net total of \$1,352,832 to reflect operating budget reductions to mitigate the 2013 structural budget gap. This proposal impacts the following departments and agencies: Office of the Mayor, Office of Finance and Management, Office of Corporation Counsel, Office of Minority & Women Business Development, Telecom and Video Services Agency, Department of Parks and Recreation, County Assessor, County Auditor, County Treasurer, County Surveyor, County Recorder, and the City-County Council

FISCAL ORDINANCE NO. 22, 2013 – reduces 2013 appropriations for the Department of Public Safety, Marion County Coroner and the Marion Superior Court by a net total of \$267,264 to reflect reductions in the operating budgets to mitigate the 2013 structural budget gap

GENERAL ORDINANCE NO. 16, 2013 – authorizes intersection controls in the New Augusta Woods subdivision (District 1)

GENERAL ORDINANCE NO. 17, 2013 – authorizes intersection controls at Brookside Parkway North Drive and 19th Street (District 10)

GENERAL ORDINANCE NO. 18, 2013 – authorizes parking restrictions on 52nd Street between Sunset and Byram Avenues (District 8)

GENERAL ORDINANCE NO. 19, 2013 – authorizes intersection controls at McFarland Boulevard and Tarragon Place (District 24)

GENERAL ORDINANCE NO. 20, 2013 – authorizes parking restrictions on Founders and Wesleyan Roads near DePauw Boulevard (District 1)

GENERAL ORDINANCE NO. 21, 2013 – authorizes parking restrictions on the south side of St. Joseph Street between Emerson Avenue and Leland Avenue (District 17)

July 8, 2013

GENERAL ORDINANCE NO. 22, 2013 – authorizes intersection controls at 11th Street and Downey Avenue (District 17)

GENERAL ORDINANCE NO. 23, 2013 – amends the Code to allow monies from the RebuildIndy Fund to be appropriated to the Department of Public Safety for the purpose of reimbursing the department for the expenses relating to the recruitment, hiring and training of sworn police officers and to create a new non-reverting police recruiting fund

GENERAL ORDINANCE NO. 24, 2013 – amends the Code to provide for required water conservation measures when a water alert, warning or emergency has been declared

GENERAL RESOLUTION NO. 10, 2013 – approves the issuance of Park District refunding bonds in a principal amount not to exceed \$3,000,000 to effect savings

GENERAL RESOLUTION NO. 11, 2013 – approves the issuance of Sanitary District refunding bonds in a principal amount not to exceed \$6,000,000 to effect savings

GENERAL RESOLUTION NO. 12, 2013 – approves the issuance of Flood Control District refunding bonds in a principal amount not to exceed \$1,200,000 to effect savings

GENERAL RESOLUTION NO. 13, 2013 – approves the issuance of Metropolitan Thoroughfare District refunding bonds in a principal amount not to exceed \$6,000,000 to effect savings

GENERAL RESOLUTION NO. 14, 2013 – establishes an interest in acquiring real estate owned by Deborah M. Bilal for the construction of the 71st Street Bikeway project

GENERAL RESOLUTION NO. 15, 2013 – approves the statement of benefits of Eli Lilly and Company, an applicant for tax abatement for property located in an Economic Revitalization Area

Respectfully,  
s/Gregory A. Ballard, Mayor

#### **RETURN OF ORDINANCE AND ANNOUNCEMENT OF VETO**

TO THE CLERK OF THE CITY-COUNTY COUNCIL:

Pursuant to the authority vested in the Office of the Mayor by Indiana Code § 36-3-4-16, I hereby veto Proposal No. 141, General Ordinance No. 23, 2013, presented to me on June 10, 2013, for the reason stated below:

1. I am working to place more officers on the streets of our city and the Department of Public Safety is currently developing sustainable initiatives to achieve this goal.
2. Proposal No. 141 creates an unsustainable, one-time funding model that would leave us unable to pay for the officers and their equipment in future years.
3. To place more officers on the streets in a sustainable, efficient manner, the Department of Public Safety has convened a police personnel allocation efficiency team to analyze the:
  - a. Transition of officers from internal roles back to patrol;
  - b. Opportunities to return sworn officers back to patrol by utilizing civilians when appropriate;
  - c. Size and scope of potential recruit classes in future years.
4. The final recommendations of this team are expected to be announced next month. We will work with the City-County Council at this time to review these recommendations and implement sustainable funding solutions to place more officers on our streets.

For these reasons, I veto Proposal No. 141, 2013.

s/Gregory A. Ballard, Mayor

#### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

#### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journals of June 10, 2013. There being no additions or corrections, the minutes were approved as distributed.

## **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 175, 2013. The proposal, sponsored by Councillors McHenry, Lewis, Evans and Robinson, recognizes Guion Creek Middle School for winning the National Green Ribbon Award. Councillor McHenry read the proposal and presented representatives with a copy of the document and a Council pin. Larry Young, Pike Township Schools, thanked the Council for the recognition. Councillor McHenry moved, seconded by Councillor Evans, for adoption. Proposal No. 175, 2013 was adopted by a unanimous voice vote.

Proposal No. 175, 2013 was retitled SPECIAL RESOLUTION NO. 27, 2013, and reads as follows:

### **CITY-COUNTY SPECIAL RESOLUTION NO. 27, 2013**

A SPECIAL RESOLUTION recognizing Guion Creek Middle School for winning the National Green Ribbon Award.

WHEREAS, Guion Creek Middle School is located in Pike's Township, a residential suburban community of Indianapolis, IN. The school is one of three middle schools in Pike's Township with over 73 percent of the students receiving free or reduced lunch; and

WHEREAS, Guion Creek's newly installed geothermal heat pump provides 45 percent of the school's energy consumption, substantially lowering its natural gas use. With the additional benefit of lower maintenance costs and time requirements, school facilities personnel have more time to focus on other needs in the building. The school has reduced water usage by 41 percent, its greenhouse gas emissions by 19 percent and its energy consumption by 50 percent. Ninety-five percent of the property is considered water-efficient; and

WHEREAS, the school has diverted 25 percent of solid waste from the landfill by recycling. Guion Creek has contracted with a local trash service to recycle paper, cardboard, cans and plastics. One hundred percent of the school's paper content is chlorine-free and there is a no idling policy in place for all vehicles. In addition, all cleaning products meet the Green Seal Standard. The school has used funds generated from recycling to foot the bill for other school costs; and

WHEREAS, Eighth grade students participate in Career Day on green technology. Green projects such as the school garden allow the students first-hand to see how these programs affect everyone's life. The school's sixth grade curriculum emphasizes the relationships between organisms, habitat, biotic factors, photosynthesis, and the food cycle. Seventh grade students learn how water is a major component in sustaining all organisms, examine the relationships between plant and animal, and venture outside onto the school grounds to validate what they have discovered in the classroom. Meanwhile, eighth grade students put it all together, identifying how human activities affect the biosphere. To encourage further study, a student Science Club allows students to participate in additional sustainability activities. Guion Creek uses its geothermal system and other building features as a learning tool. This installation provided the teachers with a relevant topic to introduce green technologies, and they expanded on this by discussing other technologies such as windmills; and

WHEREAS, Guion Creek Middle School is the only school in the State of Indiana to receive the Green Ribbon Award. The school will go to Washington, D.C. for a recognition celebration on June 3<sup>rd</sup>; now, therefore:

### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council proudly recognizes Guion Creek for winning the National Green Ribbon Award.

SECTION 2. The Council congratulates Guion Creek Middle School for being nationally recognized for their geothermal savings and nationally recognized pest prevention.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

July 8, 2013

PROPOSAL NO. 184, 2013. The proposal, sponsored by Councillors Brown, Gray, Oliver, Robinson and Talley, recognizes the Greater Indianapolis Legacy Committee for their devotion to Indianapolis Public Schools students and congratulates Legacy Book Award recipients Nwofili Michael Adibuah and Brysen Arnold for acceptance into college. Councillor Brown read the proposal and presented representatives with copies of the document and Council pins. Representatives thanked the Council for the recognition. Councillor Brown moved, seconded by Councillor Talley, for adoption. Proposal No. 184, 2013 was adopted by a unanimous voice vote.

Proposal No. 184, 2013 was retitled SPECIAL RESOLUTION NO. 28, 2013, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 28, 2013

A SPECIAL RESOLUTION recognizing the Greater Indianapolis Legacy Committee for their devotion to Indianapolis Public Schools students and we congratulate award recipients Nwofili Michael Adibuah and Brysen Arnold for acceptance into college.

WHEREAS, after the passing of former City-County Councillor and Superior Court Judge, Z. Mae Jimison March of 2008, Leonard A. "Tony" Perkins assembled the Greater Indianapolis Legacy Committee to raise funds and sponsor an annual scholarship in memory of Judge Jimison; and

WHEREAS, the Greater Indianapolis Legacy Committee is a volunteer citizens committee dedicated to preserving and sharing the history of their deceased local legacies through special projects and meaningful support for outstanding college bound Indianapolis Public Schools students.

WHEREAS, in March of 2010, after the passing of Mr. Perkins, the Greater Indianapolis Legacy Committee awarded its first scholarship to LaShae Wooden, an Arlington High School graduate and Indiana State University bound student; and

WHEREAS, shortly after the first scholarship was awarded, the Greater Indianapolis Legacy Committee learned of the 21<sup>st</sup> Century Scholars Program was awarding full tuition scholarships to any Marion County student with at least a "C" grade average who stays out of trouble. While this scholarship provided students with funding to attend college, it did not; however, supply funding for books and supplies; and

WHEREAS, to meet this need and to broaden the mission, the committee changed both its name and focus. Based on academic performance and an essay competition, the committee presented their first \$500 cash Book Award in honor of Judge Jimison to Ta'Briana Blake, a Tech High graduate in 2012; and

WHEREAS, this year the committee will present their second Book Award in honor of Leonard A. "Tony" Perkins to Nwofili Michael Adibuah of Northwest High School. Nwofili battled sickle cell anemia while completing his essay and has been accepted into Indiana State University. Broad Ripple High School student Brysen Arnold has qualified for a \$100 cash honorable mention. Brysen will be attending Indiana University in Bloomington; and

WHEREAS, the Greater Indianapolis Legacy Committee would like to honor Nwofili Michael Adibuah and Brysen Arnold for successfully meeting the requirements for the Legacy Book Award, as well as being accepting into college; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes the Greater Indianapolis Legacy Committee for their devotion to Indianapolis Public Schools students and we congratulate award recipients Nwofili Michael Adibuah and Brysen Arnold for acceptance into college.

SECTION 2. The Council thanks the Greater Indianapolis Legacy Committee for their efforts in helping IPS students with the cost of books while attending college. We wish Nwofili Michael Adibuah and Brysen Arnold continued growth and success in all future endeavors.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 185, 2013. The proposal, sponsored by Councillors Lewis and Robinson, recognizes the Metropolitan School District of Pike Township for its achievements and national recognition. Councillor Robinson read the proposal and presented Mr. Young with a copy of the document and Council pin. Mr. Young thanked the Council for the recognition. Councillor Robinson moved, seconded by Councillor Evans, for adoption. Proposal No. 185, 2013 was adopted by a unanimous voice vote.

Proposal No. 185, 2013 was retitled SPECIAL RESOLUTION NO. 29, 2013, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 29, 2013**

A SPECIAL RESOLUTION recognizing the Metropolitan School District of Pike Township for its achievements and national recognition.

WHEREAS, Pike Township applauds Superintendent Nathaniel Jones, Pike High School Principal Troy Inman, and their respective administrative teams for taking the Metropolitan School District of Pike Township to a higher level of excellence; and

WHEREAS, three of the MSD of Pike Township schools recently received national recognitions including Pike High School: Newsweek's 2013 list of America's Best High School, ranking 9th in the state and 1,085 in the country; and The Washington Post's list of America's Most Challenging High Schools, ranking 16th in the State; Guion Creek Middle School: the National Green Ribbon Award for their exemplary efforts to reduce environmental impact and utility costs, promote better health, and ensure effective environmental education, including civics and green career pathways; and New Augusta South Elementary School: the American Association of School Librarians' (AASL) 2013 National School Library Program of the Year (NSLPY) Award for meeting the needs of the changing school and library environment and being fully integrated into the school's curriculum; and

WHEREAS, a celebration ceremony to honor the Pike Township administrators, educators, parents, and high school scholars was held on June 13, 2013; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council proudly recognizes the Metropolitan School District of Pike Township for its achievements and national recognition.

SECTION 2. The Council thanks the Metropolitan School District of Pike Township for its commitment to the advancement of its schools and its students.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 183, 2013. Introduced by Councillors Simpson and Osili. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves the final bond ordinance authorizing the issuance of up to \$33,500,000 in Indiana Economic Development Tax Increment Revenue Bonds to assist in the financing of the Massachusetts Avenue Fire Station Redevelopment Project (Districts 9 and 15)"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 186, 2013. Introduced by Councillors Moriarty Adams and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a General Resolution which authorizes the Board of Commissioners of Marion County to dispose of certain parcels that have an appraised

value of \$50,000 or more"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 187, 2013. Introduced by Councillor Pfisterer. The Clerk read the proposal entitled: "A Proposal for a General Resolution which proposes an ordinance of the Marion County Income Tax Council, under IC 6-3.5-6-1.5 and IC 6-3.5-6-13, to decrease the local homestead credit to 4% for calendar year 2014 and to rescind the local homestead credit beginning in calendar year 2015, and casts the vote of the Council on such ordinance"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 188, 2013. Introduced by Councillor Mahern. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Sec. 151-1134 of the Code to add a new subsection concerning service on governing boards of certain municipal corporations"; and the President referred it to the Ethics Committee.

PROPOSAL NO. 189, 2013. Introduced by Councillor Hickman. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Wayne Schmidt to the Indianapolis City Market Corporation Board of Directors"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 190, 2013. Introduced by Councillor Barth. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Santina Sullivan to the Indianapolis City Market Corporation Board of Directors"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 191, 2013. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Nora Spitznogle to the Indianapolis City Market Corporation Board of Directors"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 192, 2013. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints David Hampton to the Indianapolis City Market Corporation Board of Directors"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 193, 2013. Introduced by Councillor Pfisterer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$3,700,000 in the 2013 Budget of the Department of Metropolitan Development (Federal Grants Fund) from prior year grant awards for economic development and housing revitalization"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 194, 2013. Introduced by Councillors Pfisterer and Simpson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which creates the Brownfield Redevelopment subfund within the Redevelopment Fund for the purpose of supporting brownfield redevelopment initiatives"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 195, 2013. Introduced by Councillors Pfisterer and Simpson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$97,000 in the newly created Brownfield Redevelopment Fund (Federal Grants and Redevelopment Fund) for

purposes of staff salaries and grant consulting"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 196, 2013. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which corrects the term ending date for Vanessa Villegas Lopez as an appointee to the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 197, 2013. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves the issuance of Library General Obligation Refunding Bonds for the Indianapolis-Marion County Public Library in an amount not to exceed \$36,000,000 to refund current outstanding bonds and appropriates available proceeds and interest earnings to result in an estimated 11% savings of current outstanding principal "; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 198, 2013. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Karla DeJuan Romero to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 199, 2013. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Nikki Moore to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 200, 2013. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints George Stephenson to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 201, 2013. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Miriam Acevedo Davis to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 202, 2013. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which corrects the terms of certain members appointed to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 203, 2013. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the Consolidated City and County's acquisition of certain real estate owned by Washington Township for use by the Marion County Sheriff's Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 204, 2013. Introduced by Councillor Mascari. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which urges the completion of the independent evaluation and audit on the Indianapolis/Marion County Law Enforcement merger as required by IC 36-3-1-5.1(e)(9)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 205, 2013. Introduced by Councillor Brown. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which corrects the terms of certain members appointed to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 206, 2013. Introduced by Councillor McHenry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves a reduction in speed limit within the Mallard Green subdivision (District 6)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 207, 2013. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves a reduction in speed limit along Grosvenor Place from 65th Street to 71st Street (District 11)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 208, 2013. Introduced by Councillor Simpson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which removes parking restrictions on the west side of a portion of Washington Boulevard near 32nd Street due to the relocation of an IndyGo bus stop (District 9)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 209, 2013. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes weight limit restrictions on Senate Avenue between Morris and Wisconsin Streets (District 19)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 210, 2013. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls and speed limit reductions within the Drexel Gardens and AV Browns Lynhurst Subdivisions (District 19)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 211, 2013. Introduced by Councillors Simpson and Oliver. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Temple Avenue and 28th Street (Districts 9, 10)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 212, 2013. Introduced by Councillor Sandlin. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Browning Drive and Colt Road (District 24)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 213, 2013. Introduced by Councillor McQuillen. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves a request of the Department of Public Works to purchase certain real estate interests (rights-of-way) for construction of a public works project at the intersection of North German Church Road and East 46th Street, which property is owned by Norman L. and Adrienne A. Fogle"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 214, 2013. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Leon E. Bates to the Marion County Stormwater Management Technical Advisory Committee"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 215, 2013. Introduced by Councillor Mansfield. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code regarding review of tax rates, levies and budgets of civil units to conform to statutory deadlines"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 216, 2013. Introduced by Councillors Simpson and Osili. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Michigan Street between Pine Street and College Avenue (Districts 9, 15)"; and the President referred it to the Public Works Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 182, 2013. Councillor Robinson reported that the Metropolitan and Economic Development Committee heard Proposal No. 182, 2013 on June 17, 2013. The proposal, sponsored by Councillor Robinson, approves the final bond ordinance authorizing the issuance of up to \$17,000,000 in Indiana Economic Development Revenue Refunding Bonds to assist in the refinancing of the existing 271-unit Brookhaven at County Line Apartments project at 940 Wild Indigo Lane (District 23). By a ? vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Mahern asked if the nature of these apartments are for handicapped, special needs, or some other public interest as a reason for the City to be financing them. James Crawford, Economic Development Commission bond counsel, said that there are no special needs or interests in this project. Councillor Mahern said that he sees no special need for the City to finance, and therefore will be voting against it.

Councillor Robinson moved, seconded by Councillor Talley, for adoption. Proposal No. 182, 2013 was adopted on the following roll call vote; viz:

*23 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Hickman, Holliday, Hunter, Lewis, Lutz, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*  
*2 NAYS: Gray, Mahern*  
*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Proposal No. 182, 2013 was retitled SPECIAL ORDINANCE NO. 1, 2013, and reads as follows:

#### **CITY-COUNTY SPECIAL ORDINANCE NO. 1, 2013**

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue up to \$17,000,000 aggregate principal amount of its City of Indianapolis, Indiana Economic Development Revenue Refunding Bonds, Series 2013 (Brookhaven at County Line Apartments Project) (the "Bonds") in one or more series and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a developer for the purpose of financing, reimbursing or refinancing the costs of economic development facilities, for diversification of economic development and creation or retention of opportunities for gainful employment; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

*July 8, 2013*

WHEREAS, a representative of Brookhaven Apartments, L.P., an Indiana limited partnership (the "Borrower") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Borrower in order to refund, in whole or in part, the outstanding City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 2008 (Brookhaven at County Line Apartments Project), which bonds were issued to finance the acquisition, construction and equipping of a multifamily housing facility known as Brookhaven at County Line Apartments, consisting of 271 apartment units, located at 940 Wild Indigo Lane, in the City of Indianapolis, Indiana (the "Project") in Council District 23 of the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"); and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has rendered a report concerning the proposed refinancing of economic development facilities for the Borrower and the Metropolitan Development Commission of Marion County has been given the opportunity to comment thereon; and

WHEREAS, the Commission after a public hearing held on June 12, 2013, pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") found that the refinancing of the Project complies with the purposes and provisions of the Act, that such refinancing will be of benefit to the health and welfare of the Issuer and its citizens through the requirement that the Project serve persons and families of low and moderate income, that the amount of tax credits to be allocated to the Project under Section 42 of the Internal Revenue Code of 1986, as amended, does not exceed the amount necessary for the financial feasibility of the project and its viability as a qualified housing project throughout the credit period for the Project and that the Project satisfies the requirements for the allocation of a housing credit dollar amount under the Indiana Housing and Community Development Authority's qualified allocation plan; and

WHEREAS, the Commission has previously found that the Project would not have an adverse competitive effect or impact on any similar facility or facilities of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana

WHEREAS, the Commission has considered whether the refinancing of the Project will have an adverse competitive effect or impact on any similar facility or facilities of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to refinance the Project by issuing not to exceed \$17,000,000 aggregate principal amount of the Bonds; and

WHEREAS, the Issuer intends to issue the Bonds in one or more series pursuant to a Trust Indenture (the "Indenture"), by and between the Issuer and a trustee to be selected by the Borrower (the "Trustee") in order to obtain funds to lend to the Borrower for the purpose of refinancing the Project pursuant to a Loan Agreement with respect to the Bonds between the Issuer and the Borrower (the "Loan Agreement"), provided, however, that the aggregate principal amount of the Bonds shall not exceed \$17,000,000; and

WHEREAS, the Loan Agreement provides for the repayment by the Borrower of the loan of the proceeds of the Bonds pursuant to which the Borrower will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, no member of the Council has any pecuniary interest in any employment, financing agreement or other contract made under the provisions of the Act and related to the Bonds authorized herein, which pecuniary interest has not been fully disclosed to the Council and no such member has voted on any such matter, all in accordance with the provisions of Indiana Code 36-7-12-6; and

WHEREAS, there has been submitted to the Commission for its approval substantially final forms of the Indenture, Loan Agreement, Bond Purchase Agreement, Amended and Restated Land Use Restriction Agreement, Continuing Disclosure Agreement, Preliminary Official Statement, the forms of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of ordinance which were incorporated by reference in the Commission's Resolution adopted on June 12, 2013, which Resolution has been transmitted hereto; and

WHEREAS, the Borrower will be liable for the debt described in the Loan Agreement; and

WHEREAS, based upon the resolution adopted by the Commission pertaining to the refinancing of the Project, the Issuer hereby finds and determines that the funding approved by the Commission for the refinancing of the Project will be of benefit to the health and general welfare of the citizens of the Issuer, complies with the provisions of the Act and the amount necessary to finance the costs of the refinancing of the Project, will require the issuance, sale and delivery

of one or more series of economic development revenue bonds in an aggregate combined principal amount not to exceed \$17,000,000; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the refinancing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Borrower for the purposes of refinancing the Project, and the repayment of said loan by the Borrower will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act, including in particular, the requirement of promoting a substantial likelihood of retaining opportunities for gainful employment. Furthermore, it is hereby found that the refinancing of the Project will further a public purpose of the Issuer through, among other things, the provision of quality, affordable, multifamily housing.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in one or more series, as described above, in the aggregate principal amount not to exceed \$17,000,000, for the purpose of procuring funds to loan to the Borrower in order to refinance the Project which Bonds will be payable as to principal and interest solely from the payments made by the Borrower pursuant to the Financing Documents to evidence and secure said loan and as otherwise provided in the above-described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The Clerk of the Council and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof plus accrued interest, if any, and at a fixed or initial variable rate of interest not to exceed 10% percent per annum. The Bonds will mature no later than 40 years from the date of their issuance, and shall be subject to optional redemption within 10 years of the date of issuance thereof at a price of 100% of the principal amount thereof.

SECTION 5. The Mayor and Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the Clerk on the Bonds may be facsimile signatures. The Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the underwriter, that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 8. Subject to the obligations of the Borrower set forth in the Loan Agreement, the Amended and Restated Land Use Restriction Agreement and the Tax Representation Certificate, the Issuer will use its best efforts to restrict

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the use of the proceeds of the Bonds in such a manner and to expectations at the time the Bonds are delivered to the purchasers thereof, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations promulgated thereunder. The Mayor and the Clerk, or any other officer having responsibility with respect to the issuance of the Bonds, are authorized and directed, alone or in conjunction with any of the foregoing, or with any other officer, employee, consultant or agent of the Issuer, to deliver a certificate for inclusion in the transcript of proceedings for the Bonds, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to said Section 148 of the Code and the regulations thereunder.

SECTION 9. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this ordinance, the Financing Documents or under any judgment obtained against the Issuer or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, under or independent of the Loan Agreement, shall be had against any member, director, or officer or attorney, as such, past, present, or future, of the Issuer, either directly or through the Issuer, or otherwise, for the payment for or to the Issuer or any receiver thereof or for or to any holder of the Bonds secured thereby, or otherwise, of any sum that may remain due and unpaid by the Issuer upon any of such Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such member, director, or officer or attorney, as such, to respond by reason of any act or omission on his or her part or otherwise for, directly or indirectly, the payment for or to the Issuer or any receiver thereof, or for or to any owner or holder of the Bonds, or otherwise, of any sum that may remain due and unpaid upon the Bonds hereby secured or any of them, shall be expressly waived and released as a condition of and consideration for the execution and delivery of the Loan Agreement and the issuance, sale and delivery of the Bonds.

SECTION 10. The Borrower will indemnify and hold the Issuer, including its officials, attorneys, employees and agents, free and harmless from any loss, claim, damage, tax, penalty, liability, disbursement, litigation expenses, attorneys' fees and expenses and other court costs arising out of, or in any way relating to, the execution or performance of the Financing Documents or other documents in connection therewith or any other cause whatsoever pertaining to the Project or the Bonds, including the issuance and sale of the Bonds or failure to issue or sell the Bonds or other actions taken under the Financing Documents or other documents in connection therewith or any other cause whatsoever pertaining to the Project or the Bonds, all as further described in the Loan Agreement, except in any case as a result of the intentional misrepresentation or willful misconduct of the Issuer.

SECTION 11. It is hereby determined that the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Council has relied upon representations of the Borrower. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Council hereby authorizes and directs the Auditor of Marion County to review and make the foregoing determination again for and on behalf of Marion County at the request of the Borrower, following receipt of supporting materials submitted by the Borrower to the Indiana Housing and Community Development Authority ("IHCD") and either written representations of the Borrower or of IHCD to the effect that (i) the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project and (ii) the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHCD's qualified allocation plan. Such determinations shall occur on or about the date of the sale of the Bonds to the purchasers thereof and on or about the date that each building of the Project is placed in service. In reliance upon the representations of the Borrower, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHCD's qualified allocation plan.

SECTION 12. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 13. All ordinances, resolutions and orders or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION 14. It is hereby determined that all formal actions of the Council relating to the adoption of this Ordinance were taken in one or more open meetings of the Council, that all deliberations of the Council and of its committees, if any, which resulted in formal action, were in meetings open to the public, and that all such meetings were convened, held and conducted in compliance with applicable legal requirements, including Indiana Code 5-14-1.5 et seq., as amended.

SECTION 15. The Mayor and the Clerk are authorized to take all such further actions or to execute, attest and deliver such further instruments and documents in the name of the Issuer as in their judgment shall be necessary or advisable in order fully to consummate the transaction and carry out the purposes of this Ordinance.

SECTION 16. This Ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NOS. 217-220, 2013 and PROPOSAL NOS. 221-226, 2013. Introduced by Councillor Robinson. Proposal Nos. 217-220, 2013 and Proposal Nos. 221-226, 2013 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on June 20 and 21, 2013. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 42-51, 2013, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 42, 2013.

2013-ZON-007

3120 WEST MORRIS STREET (*Approximate Address*)

INDIANAPOLIS, WAYNE TOWNSHIP

COUNCIL DISTRICT # 19

TNT REAL ESTATE GROUP, LLC, By Brian J. Tuohy, requests Rezoning of 3.997 acres, from the C-7 and SU-13 Districts, to the I-3-U classification to provide for an electrical parts and equipment wholesaler and distributor.

REZONING ORDINANCE NO. 43, 2013.

2013-ZON-023

2401 WEST 39<sup>TH</sup> STREET (*Approximate Addresses*)

INDIANAPOLIS, WASHINGTON TOWNSHIP

COUNCIL DISTRICT # 8

RICHARD CARLEN, by Robert M. Geis, requests Rezoning of 3.74 acres, from the SU-2 and D-6II Districts to the D-1 classification, to provide for single-family residential use.

REZONING ORDINANCE NO. 44, 2013.

2013-ZON-025

5355 LAFAYETTE ROAD (*Approximate Address*)

INDIANAPOLIS, PIKE TOWNSHIP

COUNCIL DISTRICT # 7

PIKE TOWNSHIP TRUSTEE, By David Kingen, requests Rezoning of 1.33 acres, from the SU-9 District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 45, 2013.

2013-ZON-026

401 NORTH SHADELAND AVENUE (*Approximate Address*)

INDIANAPOLIS, WARREN TOWNSHIP

COUNCIL DISTRICT # 21

NEW GENERATION POWER, by Mary E. Solada, requests Rezoning of 37 acres from the C-S District to the C-S classification to provide for solar power generation in addition to the uses previously approved by 2010-ZON-063.

REZONING ORDINANCE NO. 46, 2013.

2013-ZON-020

3855 ROCKVILLE ROAD (*Approximate Address*)

INDIANAPOLIS, WAYNE TOWNSHIP

COUNCIL DISTRICT # 14

3C HOLDINGS, LLC, by Joseph D. Calderon, requests Rezoning of 0.52 acre, from the D-5 District, to the C-7 classification to provide for heavy commercial uses, including automobile and truck glass replacement, unpainted dent repair and mechanical repairs, vehicle rentals and other ancillary uses.

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REZONING ORDINANCE NO. 47, 2013.

2013-ZON-021

2801 MASSACHUSETTS AVENUE (*Approximate Address*)

INDIANAPOLIS, CENTER TOWNSHIP

COUNCIL DISTRICT # 10

GURMEET SINGH, by Sharon Henady, requests Rezoning of 0.74 acre from the I-3-U District to the C-3 classification to provide for a convenience store / gasoline station.

REZONING ORDINANCE NO. 48, 2013.

2013-ZON-024

1731-1819 (odd) NORTH COLLEGE AVENUE (*Approximate Address*)

INDIANAPOLIS, CENTER TOWNSHIP

COUNCIL DISTRICT # 9

COLLEGE AVENUE PARTNERS, LLC, by Mark Young, requests Rezoning of 0.79 acre, being in the D-8 District, to the C-3C classification to provide for commercial development.

REZONING ORDINANCE NO. 49, 2013.

2013-ZON-027

9224 AND 9230 CRAWFORDSVILLE ROAD (*Approximate Address*)

INDIANAPOLIS, WAYNE TOWNSHIP

COUNCIL DISTRICT # 6

JEFF CHAPMAN, by Brian J. Tuohy, requests Rezoning of 1.42 acres from the D-4, C-3 and C-5 Districts to the I-2-S classification to provide for a heating and ventilation contractor.

REZONING ORDINANCE NO. 50, 2013.

2013-ZON-028

510 SOUTH EAST STREET (*Approximate Addresses*)

INDIANAPOLIS, CENTER TOWNSHIP

COUNCIL DISTRICT # 19

ELI LILLY AND COMPANY, by Eugene Valanzano, requests Rezoning of 0.09 acre, from the D-8 (RC) district, to the I-3-U (RC) classification to provide for industrial uses.

REZONING ORDINANCE NO. 51, 2013.

2013-CZN-805

3811 WEST MICHIGAN STREET (*Approximate Address*)

INDIANAPOLIS, WAYNE TOWNSHIP

COUNCIL DISTRICT # 14

GENNX PROPERTIES, VII, LLC, by David Kingen, requests Rezoning of 1.55 acres from the D-A District to the C-3 classification to provide for an integrated commercial center, with a convenience store / gasoline station.

### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 162, 2013. In Chair Mansfield's absence, Councillor Hickman reported that the Administration and Finance Committee heard Proposal No. 162, 2013 on June 18, 2013. The proposal, sponsored by Councillor Hickman, appropriates \$150,000 in the 2013 Budget of the Marion County Election Board (County General Fund) for anticipated litigation fees and expenses. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Mahern said that an additional appropriation was made this year or last year for litigation expenses, and it seems some of that money should be left. He said that they gave no indication how long this will take, and to make appropriations for anticipated expenses in this tight budget makes no sense. Mark Sullivan, chairman of the Election Board, said that this lawsuit began after the last primary election, and they vigorously defended it through State court, and then it morphed into a Federal court case, and they already have some outstanding expenses and expect more. Councillor Mahern asked if the case was filed last year, why they did not

include appropriate costs in the budget. Mr. Sullivan said that they did not expect this degree of litigation when they prepared their budget last year. He said that there will be attorney fee provisions included in next year's budget. He said that they cannot always anticipate lawsuits, but if they get sued, they have to defend themselves.

The President called for public testimony at 7:46 p.m. There being no one present to testify, Councillor Hickman moved, seconded by Councillor Simpson, for adoption. Proposal No. 162, 2013 was adopted on the following roll call vote; viz:

*19 YEAS: Adamson, Barth, Brown, Evans, Gooden, Gray, Hickman, Hunter, Lewis, Mahern, Mascari, McQuillen, Miller, Moriarty Adams, Oliver, Robinson, Shreve, Simpson, Talley*  
*6 NAYS: Freeman, Holliday, Lutz, McHenry, Pfisterer, Scales*  
*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Proposal No. 162, 2013 was retitled FISCAL ORDINANCE NO. 23, 2013, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 23, 2013

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No.36, 2012) by appropriating a total of \$150,000 for purposes of the Marion County Election Board.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2013 be, and is hereby, amended by the increases hereinafter stated for purposes of the Marion County Election Board.

SECTION 2. The Marion County Election Board, additional appropriation in the County General Fund for anticipated litigation fees and expenses. The following changes to appropriations are hereby approved:

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
County General Fund 10101			150,000			150,000

SECTION 3. Upon approval of this, and other pending approvals, the 2012 year end and projected 2013 year end fund balances are as follows:

	Projected 2012 year-end balance	Projected 2013 year-end balance
County General Fund 10101	\$10,822,350	\$9,132,097

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 164, 2013. In Chair Mansfield's absence, Councillor Hickman reported that the Administration and Finance Committee heard Proposal No. 162, 2013 on June 18, 2013. The proposal, sponsored by Councillor Mansfield, appropriates an additional \$27,375,494 in the 2013 Budgets of Various City and County Agencies (Fire Pension, Sanitary District Bonds, Solid Waste Collection, City Cumulative Capital Development, County General and Reassessment Funds). These appropriations equal the amount of budget reductions by fund that the Department of Local Government Finance imposed on the original 2013 Budget via budget order. This increase is partly supported by the transfer of \$31,767,652 from the newly created COIT Fund to the County General Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

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The President called for public testimony at 7:49 p.m. There being no one present to testify, Councillor Hickman moved, seconded by Councillor Talley, for adoption. Proposal No. 164, 2013 was adopted on the following roll call vote; viz:

*24 YEAS: Adamson, Barth, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*  
*0 NAYS:*  
*1 NOT VOTING: Brown*  
*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Proposal No. 164, 2013 was retitled FISCAL ORDINANCE NO. 24, 2013, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 24, 2013

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No. 36, 2012), by appropriating Twenty Seven Million Three Hundred Seventy Five Thousand Four Hundred Ninety-Four Dollars (\$27,375,494) to restore total appropriations by fund from the amount certified in the 2013 Marion County Budget Order to the amount originally established in the 2013 City-County Council adopted budget; and transferring Thirty One Million Seven Hundred Sixty Seven Thousand Six Hundred Fifty Two Dollars (\$31,767,652) from the newly created County Option Income Tax Fund to the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To comply with Indiana State Board of Accounts guidelines the County Option Income Tax Fund is hereby created (Appendix B). This is a non-reverting fund established for the deposit of county option income tax to be used for expenditures by County units.

SECTION 2. To provide for the level of expenditures approved by this ordinance \$31,767,652 is hereby transferred from the County Option Income Tax Fund to the County General Fund.

SECTION 3. For the purpose of restoring total appropriations by fund as originally established by the City-County Council in the 2013 Adopted Budget the Annual Budget for 2013 is hereby increased for the funds, departments and agencies, as identified in Appendix A. This ordinance restores adopted appropriation amounts that were reduced in Proposal No. 163, 2013, which aligned appropriations with the 2013 Marion County Budget Order.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 168, 2013. Councillor Oliver reported that the Parks and Recreation Committee heard Proposal No. 168, 2013 on June 13, 2013. The proposal, sponsored by Councillors Gray, Oliver and McHenry, appropriates \$1,131,834 in the 2013 Budget of the Department of Parks and Recreation (Federal Grants and Park General Funds) to fund further development of the Pennsy Trail and to fund the summer food program. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:52 p.m. There being no one present to testify, Councillor Oliver moved, seconded by Councillor Barth, for adoption. Proposal No. 168, 2013 was adopted on the following roll call vote; viz:

*24 YEAS: Adamson, Barth, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*  
*0 NAYS:*  
*1 NOT VOTING: Brown*  
*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Proposal No. 168, 2013 was retitled FISCAL ORDINANCE NO. 25, 2013, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 2013

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No. 36, 2012) to appropriate an additional One Million One Hundred Thirty One Thousand Eight Hundred Thirty Four Dollars (\$1,131,834) for purposes of the Department of Parks and Recreation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures, the necessity for which has arisen since the adoption, the City-County Annual Budget for 2013 is hereby amended to reflect additional appropriations hereinafter stated for purposes of the Department of Parks and Recreation.

SECTION 2. Federal Transportation Enhancement funds provided through the Indiana Department of Transportation (INDOT), in the amount of \$1,116,034 will be appropriated to the Department of Parks and Recreation for the development of the "Pennsy" rail corridor as an off-road bicycle/pedestrian trail from Ritter Ave. to E. German Church Road.

This grant does not require matching funds.

SECTION 3. Grants provided by National Parks and Recreation Association (NRPA) and Share Our Strength in the amount of \$15,800 will be appropriated to the Department of Parks and Recreation to support staffing costs for the Summer Food Program.

These grants do not require matching funds.

SECTION 4. The following additional appropriations referenced above are hereby approved:

<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
Federal Grants (25559)	0	0	0	1,116,034	0	1,116,034
Parks General (Local Grants subfund 15209)	15,800	0	0	0	0	15,800

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 170, 2013. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 170, 2013 on June 19, 2013. The proposal, sponsored by Councillors Moriarty Adams and Pfisterer, appropriates \$1,263,637 in the 2013 Budget of the Department of Public Safety (Federal Grants Fund) to fund various grant funded DPS initiatives. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:53 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 170, 2013 was adopted on the following roll call vote; viz:

25 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Holliday,  
Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver,  
Pfisterer, Robinson, Scales, Shreve, Simpson, Talley

0 NAYS:

4 ABSENT: Cain, Mansfield, Osili, Sandlin

July 8, 2013

Proposal No. 170, 2013 was retitled FISCAL ORDINANCE NO. 26, 2013, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 2013

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No.36, 2012) by appropriating a total of One Million Two Hundred Sixty Three Thousand Six Hundred Thirty Seven Dollar (\$1,263,637) for purposes of the Department of Public Safety.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2013 be, and is hereby, amended by the increases hereinafter stated for purposes of the Department of Public Safety.

SECTION 2. Appropriation for DPS (IFD-Indiana Task Force 1) supported by the Urban Search and Rescue Task Force FY 2011 Cooperative Agreement to complete work on the Hazmat Enhanced Operations course and to purchase equipment and supplies for the deployment cache. In addition, funding from the FEMA Urban Search and Rescue Task Force Deployment grant will assist with finalizing expenses for the October 2012 Hurricane Sandy deployment. The following changes to appropriations are hereby approved:

<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
Federal Grants (25539)	20,000	230,000	200,000	305,000	6,637	761,637

SECTION 3. Appropriation for DPS (Homeland Security) supported by the Urban Search and Rescue Initiative grant to maintain and repair equipment, upgrade software, and purchase equipment and personal protection supplies used during critical incident responses. The following changes to appropriations are hereby approved:

<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
Federal Grants (25539)		20,000	422,000	60,000		502,000

SECTION 4. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 171, 2013 Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 171, 2013 on June 19, 2013. The proposal, sponsored by Councillor Mascari, appropriates \$286,500 in the 2013 Budget of the Marion County Sheriff (Federal Grants Fund) to fund various grant funded initiatives. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:56 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Oliver, for adoption. Proposal No. 171, 2013 was adopted on the following roll call vote; viz:

25 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Holliday,  
Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver,  
Pfisterer, Robinson, Scales, Shreve, Simpson, Talley  
0 NAYS:  
4 ABSENT: Cain, Mansfield, Osili, Sandlin

Proposal No. 171, 2013 was retitled FISCAL ORDINANCE NO. 27, 2013, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 2013

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No.36, 2012) by appropriating a total of Two Hundred Eighty Six Thousand Five Hundred Dollars (\$286,500) for purposes of the Marion County Sheriff's Office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2013 be, and is hereby, amended by the increases hereinafter stated for purposes of the Marion County Sheriff's Office.

SECTION 2. The Marion County Sheriff's Office, appropriates in the Federal Grants Fund to purchase one x-ray machine, five transport vans and to provide funding for labor costs related to the APC security camera project. The following changes to appropriations are hereby approved:

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
Federal Grants (21001)			86,500	200,000		286,500

SECTION 3. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 172, 2013 Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 172, 2013 on June 19, 2013. The proposal, sponsored by Councillor Mascari, appropriates \$570,000 in the 2013 Budget of the Marion County Sheriff (County General Fund) to cover contractual increases for sworn deputies. By a 5-2-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams stated that the corresponding fiscal impact statement has not yet been heard in the Rules and Public Policy Committee, and she moved, seconded by Councillor Oliver to return Proposal No. 172, 2013 to committee until the impact statement has been approved. Proposal No. 172, 2013 was returned to committee by a unanimous voice vote.

President Lewis asked the Clerk for the next scheduled meetings of the Public Safety and Criminal Justice and Rules and Public Policy Committees. Council Clerk NaTrina DeBow stated that the next Public Safety and Criminal Justice Committee is scheduled for July 17, 2013, and the next Rules and Public Policy Committee is slated for July 23, 2013.

PROPOSAL NO. 173, 2013 Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 173, 2013 on June 19, 2013. The proposal, sponsored by Councillors Moriarty Adams and Pfisterer, appropriates and transfers \$166,661 in the 2013 Budget of the Marion County Superior Court (Federal Grants, State Grants and County Grants Funds) for the Juvenile Detention alternative to incarceration initiatives that seek to keep children out of the Juvenile Detention Center. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

July 8, 2013

The President called for public testimony at 8:02 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Talley, for adoption. Proposal No. 173, 2013 was adopted on the following roll call vote; viz:

25 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley

0 NAYS:

4 ABSENT: Cain, Mansfield, Osili, Sandlin

Proposal No. 173, 2013 was retitled FISCAL ORDINANCE NO. 28, 2013, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 2013

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No.36, 2012) by transferring and appropriating a total of \$166,661 for purposes of the Marion County Superior Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2013 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court.

SECTION 2. The Marion County Superior Court, reduction in the Federal Grants Fund and corresponding increase in the State Grants Fund. The following changes to appropriations are hereby approved:

<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
Federal Grants 21001			(166,661)			(166,661)

SECTION 3. The Marion County Superior Court, appropriation for salaries and equipment in support of the Juvenile Detention Alternative to Incarceration Initiative. The following changes to appropriations are hereby approved:

<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
State Grants 21051	165,861			800		166,661

SECTION 4. The Marion County Superior Court, transfer among characters in the County Grants Fund in support of the Juvenile Detention Alternative to Incarceration Initiative. The following changes to appropriations are hereby approved:

<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
County Grants 21151	1,377	4,000	(5,377)			0

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. Upon Approval of this, and other pending approvals, the 2012 year end and projected 2013 year end fund balances are as follows:

	Projected 2012 year-end balance	Projected 2013 year-end balance
County General Fund 10101	\$10,822,350	\$9,132,097

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 174, 2013 Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 174, 2013 on June 19, 2013. The proposal, sponsored by Councillor Moriarty Adams, appropriates and transfers \$53,500 in the 2013 Budget of the Public Defender Agency (County General Fund) to fund a legal settlement and to transfer among characters to fund expenses not budgeted for in 2013. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams stated that the Chief Public Defender would like to re-address the committee with additional information. She moved, seconded by Councillor Oliver, to return Proposal No. 174, 2013 to committee. Proposal No. 174, 2013 was returned to committee by a unanimous voice vote.

### **SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 141, 2013. Councillor Brown stated that the Public Works Committee heard Proposal No. 141, 2013. The proposal was adopted by the Council on June 10, 2013. The Mayor subsequently vetoed the proposal on June 21, 2013. The proposal, sponsored by Councillors Brown and Scales, amends the Code to allow monies from the RebuildIndy Fund to be appropriated to the Department of Public Safety for the purpose of reimbursing the department for the expenses relating to the recruitment, hiring and training of sworn police officers and to create a new non-reverting police recruiting fund. Councillor Brown moved, seconded by Councillor Talley, to override the Mayor's veto.

Councillor Brown explained what the RebuildIndy Fund does, and said that this proposal transfers money to a non-reverting fund that can only be used for public safety. He said that if the funds are not spent, then they could be transferred back. He said that this is to hire police recruits, not necessarily to increase the staffing level, but just to stop the bleeding from loss of officers through attrition. He said that they are 100 officers short now, and by the end of 2015, they could be 250 officers short due to attrition. He thanked those Republican Councillors who had the courage to vote to adopt the proposal. Since this proposal was passed, there have been 13 murders in Indianapolis, and public safety impacts every district and should be job one. He said that the Ballard administration has admitted to mismanaging public safety resources, but more officers and resources are needed. He read a letter from a white Republican male who explained the effects of crime on his own family, losing his son who was murdered in his home. Councillor Brown said that the safety of citizens needs to become the number one priority of this City.

Councillor Freeman said that he does not think political statements made by Councillor Brown will help Republicans come to a consensus or solve the problem. He said that this should not be a political decision. He said that he is one of two Councillors that voted against the public safety budget because it did not fund a recruit class for the Indianapolis Metropolitan Police Department (IMPD). He said that about three months ago, he voted not to overried the Mayor's veto on a proposal, because he pledged to spend the money from the sale of the Water Company on infrastructure, which is a billion dollars underfunded. He said that money is needed for roads, bridges and sidewalks, as children are forced to walk in the street to school because transportation budgets have been cut. He said, however, when the Mayor used \$6 million of these monies to fund a cricket stadium, this plan for infrastructure went out the wind. He said that he has full faith in Director Troy Riggs, Department of Public Safety (DPS), and thinks his plan is innovative and direct, but he wants to give him more officers on the street. He asked fellow Councillors to tone down the political rhetoric and simply do what is right for the community.

Councillor Mascari asked how many children have to die before they can figure this out. He said that this is a vote for the safety of children.

Councillor Moriarty Adams urged her colleagues to vote to override the veto. She said that several hours ago a 16-year-old was killed in her district, which follows an already lengthy list of murders in 2013. She said that solutions can co-exist and this proposal is a start toward a solution.

Councillor Pfisterer said that no one is arguing that more police officers are needed on the street. The question is how they get them there. A recruit class that will put officers on the street 18 months from now is too late. Director Riggs laid out a plan to put 100 officers on the street now, and they need to figure out a way to pay for new officers in an ongoing manner. She asked her colleagues to give Director Riggs a shot at fixing this, and if they see no results, they can address this later. She said that infrastructure is a real need in the City, too, and also affects public safety.

Councillor Mahern said that when this proposal was introduced two months ago, it was a reasonable proposal to address a much-needed hole in public safety. Since that time, this Council has passed corporate welfare for companies like Eli Lilly, Exact Target and other developers on Massachusetts Avenue. He said that this City needs infrastructure and taxpayers have already taken a hit and are getting less services, and they clearly need to do more than just shift money from one pocket to another. He said that they need to shift priorities, because there is no funding for any recruit classes after this, and this is not a simple problem with a simple solution. They need to stop spending millions of dollars on the Pacers and corporations. He asked his colleagues to vote to sustain the veto, not because he has confidence in the Mayor or is criticizing another's plan, but they should not have to come back and cut services or raise taxes to sustain this.

Councillor Evans said that he has had extensive conversations with the Mayor's Office, and Director Riggs' plan is responsive and responsible as a long-term plan. They need more officers, but the real problem is to find jobs and activities for these young people and hold parents accountable because there are so many other aggravating factors.

Councillor Gray said that it is not correct to say they have never had a revenue source for public safety, or that there has been no plan to fund new officers, because the Democrats led the issue on this several years ago to fund more police officers. He urged his colleagues to vote to override the veto.

Councillor Scales applauded Director Riggs for coming up with a viable plan and she knows that his hands are tied with only so many resources to rely on; however, they need to strengthen the plan however they can. She campaigned with the Mayor under the promise that public safety was priority number one, and they are facing some serious issues with low morale, high homicide rates, and insufficient officer numbers. She said that Mayor Ballard promised to beef up the police force by 300 officers, and while there were 242 IMPD hires from 2008 to 2011, there has been an attrition of 219 officers, leaving a net gain of only 23 officers in four years. If they keep going like they are going, they will be back at the same place in another four years, and they need to continue to add recruit classes in regular intervals. She would prefer not to use RebuildIndy funds, but the Mayor opened Pandora's box when he used those funds for cricket fields; a private enterprise that would have been happy to convert fields for tournament play. She said that they did not need to use tax dollars for this, and she believes the Mayor has lost his way in terms of priorities. She said that they need to do what they can to use whatever funds are available where they are most needed. .

Councillor Adamson said that he has full faith in IMPD, but they are asking a lot of a great leadership to do the impossible with staffing levels down 30%. This is a good reason why this

city's murder rate is greater than Chicago's. He said that the plan revealed today is still inadequate and leaves citizens underprotected. He said that it is an embarrassment to have such a small police force for a City this size, and he urged his colleagues to vote to override the veto.

Councillor Hunter said that he has not come to this decision lightly, and the December 19 meeting lasted five hours. He said that he has much respect for the Mayor and IMPD's leadership, but this will be his one pass this evening. He said that there is a lot more that can be done, and they should use the Sheriff more and he should be involved on the efficiency teams and at the table to solve this issue. Numbers are not realistic, because there are many other departments that are not being utilized, and there are some whole divisions and departments that could be put into patrol runs. He said that he is willing to give Director Riggs a chance, but the next time this comes up, he will be joining with others to find additional money. In the meantime, he would ask that Sheriff John Layton and other chiefs of public safety forces in the City work together with Director Riggs to find efficiencies. He said that it needs to be a team effort, including universities and excluded cities as well as the Sheriff, and this cannot fall all on IMPD's shoulders. He said that he wishes they would have heard this last October during the budget process.

Councillor Robinson said that 100 new officers is a misnomer, as only 10 will be new on the street. He said that IMPD is understaffed and underfunded and working at a 30% efficiency. They need to look at all the resources they have available, including these monies and even at the federal level for more resources.

Councillor Simpson said that he is a big picture person, and if the fire department could not handle all the fires this past year, they would come together to get them the manpower they needed. He said they need to do the same for IMPD and drop political feelings and make a decision that is good for the people. He supports this proposal 100% and said that it all cannot be fixed at once, but this is a start.

Councillor Lutz said that he voted in favor of this proposal on the 10<sup>th</sup>, and he is not against the Mayor or Director Riggs, but he is for public safety. He said that he supports the plan revealed today, but not all officers added will end up on the street. This is not about politics, but about the safety of citizens, visitors and officers. He said that officers are out there every day risking their lives without adequate back-up. He said that he agrees that other departments could be called on to help. He said that he also feels infrastructure is important, and if they were using these dollars solely to build roads and sidewalks, he might feel differently, but since they are not, he will vote in favor of overriding the veto.

Councillor Oliver said that citizens do not feel safe, and if someone is raped or murdered this week, the blood will not be on his hands, and a vote against this is a vote against public safety. He said that these are misplaced priorities in the Republican administration to say more recreation is needed, as if the bad guys will go play cricket instead.

Councillor Miller said that when he heard of the veto, he began talking to police officers who were tired with low morale. He said that there was mismanagement with the former director, and he applauded Director Riggs for his addressing the wrongs and coming up with a plan. He said that these 100 officers are not new officers, but are officers who are not currently doing runs. He said that overriding this would just be doing what they are already working on doing. Director Riggs has asked them to let him look at their department's efficiency before adding new police officers randomly, and he feels they should give him that courtesy. He said that this could then be re-introduced in a few months if what was promised does not happen. He said that because he

believes Director Riggs' proposed plan is sustainable and fully funded, he will not vote to override the veto; but if he does not see that plan being put into action, he will bring the issue up again.

Councillor Brown said that they cannot accuse Director Riggs for mismanagement, because he has not been here long enough; but this is not about politics; it is about telling the truth and doing the right thing. He said that this plan may move some resources, but transferring officers without adding more will not work. As officers retire they can replace those positions with new recruits, making it sustainable by having savings through lower salaries.

Councillor Barth said that this proposal originally passed with a bi-partisan vote, showing that all are impacted by the wave of violent crime the City has been subjugated to. This matters to all constituents. He lives in one of the hot spots, with two of the four murders this month happening in his zip code. He said that people in his neighborhood have lived there for decades and generations, but now are forced to put bars on their windows and lock their screens. He said that he appreciate's this proposal to address understaffing of IMPD, and there is no other way for him to be responsible in this respect than to vote to override the veto.

Councillor Gooden said that this has been a painful decision because crime is a serious issue in the City. He said that in the community where he lives, the crime rate is extremely low, because families spend time together, neighbors invest in relationships and in the youth. Individuals and groups get involved and care about their neighbors. He said that he will not vote to override the proposal, but not because of any political affiliation, loyalty or allegiance. He said that if he thought he could do an ounce of good to keep throwing police officers at this problem, he would. But even with a six and nine-year old in his home, playing in the neighborhood, that he worries about; until this becomes a community that learns to respect each other as human beings, crime will not go away. He said that if he thought this would solve the problem, he would do it, but they cannot just keep throwing money at a more complicated problem like this.

Councillor Gooden moved, seconded by Councillor McQuillen, to call the question and end debate. Debate was ended on the following roll call vote; viz:

*17 YEAS: Adamson, Barth, Evans, Gooden, Gray, Holliday, Hunter, Lewis, Mascari, McQuillen, Miller, Moriarty Adams, Pfisterer, Robinson, Shreve, Simpson, Talley*  
*8 NAYS: Brown, Freeman, Hickman, Lutz, Mahern, McHenry, Oliver, Scales*  
*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

The Council failed to override the veto on the following roll call vote; viz:

*16 YEAS: Adamson, Barth, Brown, Freeman, Gray, Hickman, Lewis, Lutz, Mascari, McHenry, Moriarty Adams, Oliver, Robinson, Scales, Simpson, Talley*  
*9 NAYS: Evans, Gooden, Holliday, Hunter, Mahern, McQuillen, Miller, Pfisterer, Shreve*  
*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Councillors McHenry, Hickman, Scales, Brown, Oliver, Moriarty Adams, Adamson, Gray, Mahern, McQuillen and Miller asked for consent to explain their votes. Consent was given. Councillor McHenry said that they need to focus on getting communities engaged in fighting crime. Councillor Hickman said that while Director Riggs put forth a decent proposal, it is not sustainable. Councillor Scales said that she lives in the real world where people unfortunately do not respect each other, and they need to spend their money to address the important issues. Councillor Brown said that he is not sure Director Riggs' plan will work, but a systematic reduction of police officers will not work. The Council cannot control social behavior, but they

can control the fiscal budget. Councillor Oliver thanked officers for being here this evening, and said that if they were not in attendance, this room might not even be safe. Councillor Moriarty Adams asked Mayor Ballard to look at the Sheriff as a partner in this effort, and while she is not opposed to Director Riggs' plan, she thought it was appropriate for this money to be added to it. Councillor Adamson said that he is surprised by some of his colleagues and said that it would take 10 years to meet the minimum national standard staffing levels. Councillor Gray said that Director Riggs' plan is not bringing anything new to the department, and they have many times taken people out of desk work and put them on the streets. This did not help and they still did not have enough fully trained police officers. Councillor Mahern said that they are short police officers today because of decisions made before today. He said that the administration gave money away to corporations, diverted property taxes away from city services, diverted money from new properties to parking garages for a double subsidy, and showered money on sports teams. Until those handouts stop, this will keep happening. Councillor McQuillen said that he is proud of a process that works, and this non-partisan vote, with Councillors from both parties voting both ways, shows that members voted their conscience, as it should be. Councillor Miller thanked members of the Fraternal Order of Police for being involved in this process.

### **SPECIAL ORDERS - FINAL ADOPTION**

In Councillor Mansfield's absence, Councillor Hickman reported that the Administration and Finance Committee heard Proposal Nos. 161, 163, 165, and 166, 2013 on June 18, 2013.

PROPOSAL NO. 161, 2013. The proposal, sponsored by Councillor Hickman, transfers \$14,208 in the 2013 Budget of the Marion County Treasurer (County General Fund) to pay for temporary employees hired to perform necessary work for the agency. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hickman moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 161, 2013 was adopted on the following roll call vote; viz:

*23 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Mahern, Mascari, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*  
*2 NAYS: Lutz, McHenry*  
*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Proposal No. 161, 2013 was retitled FISCAL ORDINANCE NO. 29, 2013, and reads as follows:

#### **CITY-COUNTY FISCAL ORDINANCE NO. 29, 2013**

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No. 36, 2012) by transferring and appropriating Fourteen Thousand Two Hundred Eight dollars (\$14,208) to Marion County Treasurer, County General Fund, to pay for temporary employees hired to perform necessary work for the agency.

#### **BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2013 be, and is hereby, amended by the increases and decreases hereinafter stated for purposes of the Marion County Treasurer.

SECTION 2. A total of \$14,208 is transferred and appropriated in the 2013 budget of the Marion County Treasurer, County General Fund, to pay for temporary employees hired to perform necessary work for the agency. The following change to the 2013 appropriations for the County Treasurer is hereby approved:

July 8, 2013

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
County General fund 10101	(14,208)	0	14,208	0	0	0

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 163, 2013. The proposal, sponsored by Councillor Mansfield, reduces \$27,375,494 of 2013 appropriations in various City and County Agencies and various funds to align appropriations with the statutory budget limit set by the Department of Local Government Finance (DLGF) in the budget order. Agencies affected included IFD, DPW, IMPD, debt service, Sheriff, Superior Court, Prosecutor and Assessor. Amounts are to be simultaneously restored so that agencies can operate at the level of appropriations approved by the Council. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hickman moved, seconded by Councillor Simpson, for adoption. Proposal No. 351, 2013 was adopted on the following roll call vote; viz:

*25 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Proposal No. 163, 2013 was retitled FISCAL ORDINANCE NO. 30, 2013, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 30, 2013

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No. 36, 2012), reducing appropriations by Twenty Seven Million Three Hundred Seventy Five Thousand Four Hundred Ninety-Four Dollars (\$27,375,494) to align total appropriations by fund with the statutory limit set by the 2013 Marion County Budget Order.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the purpose of ensuring the city and county have aligned 2013 total appropriations by fund to the amount that is statutorily set by the 2013 Marion County Budget Order, the City-County Annual Budget for 2013 is hereby reduced for the funds, departments and agencies, identified in Appendix A.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 165, 2013. The proposal, sponsored by Councillor Moriarty Adams, determines the need to lease certain space at 300 East Fall Creek Parkway for use as office space by the Department of Public Safety, Indianapolis Fire Department. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hickman moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 165, 2013 was adopted on the following roll call vote; viz:

*24 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*

*1 NAY: Holliday*

*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Proposal No. 165, 2013 was retitled SPECIAL RESOLUTION NO.30 , 2013, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 30, 2013

PROPOSAL FOR A SPECIAL RESOLUTION determining the need to lease certain space at 300 East Fall Creek Parkway, Indianapolis, Indiana, for use as office space by the Department of Public Safety, Indianapolis Fire Department.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines that the lease of space for use as office space by the Department of Public Safety, Indianapolis Fire Department, is needed.

SECTION 2. The property to be leased is located at 300 East Fall Creek Parkway, Indianapolis, Indiana. The owner (as defined by Sec. 151-66 of the Revised Code of the Consolidated City and County) of such property is Center Township, Marion County, Indiana.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 166, 2013. The proposal, sponsored by Councillors Sandlin, Lutz, Hunter, Freeman, McHenry, Pfisterer, Moriarty Adams, Talley and Hickman, amends Sec. 291-210 of the Code to make certain military benefits retroactive to September 11, 2001. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hickman moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 166, 2013 was adopted on the following roll call vote; viz:

*25 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*4 ABSENT: Cain, Mansfield, Osili, Sandlin*

Proposal No. 166, 2013 was retitled GENERAL ORDINANCE NO. 25, 2013, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 25, 2013

A PROPOSAL FOR A GENERAL ORDINANCE amending Sec. 291-210 of the Revised Code of the Consolidated City and County to make certain military benefits retroactive to September 11, 2001.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 291-210 of the Revised Code of the Consolidated City and County be, and is hereby, amended by inserting the underlined text, to read as follows:

Sec. 291-210. Military Leave.

(a) *In general.* Military leave shall be granted in accordance with appropriate state and federal law. In accordance with state law, a maximum of fifteen (15) eight-hour working days of paid military leave shall be granted. If an employee exceeds fifteen (15) days of military leave, then he/she may elect to go on leave without pay or to exhaust appropriate paid leave.

(b) *Special benefits for certain extended active duty.* As a demonstration of the gratitude of the people of Indianapolis and Marion County for city and county public employees whose lives are disrupted and who might suffer financial and personal hardships by answering the call to bear arms for military duty to defend America's freedom and way of life during state or national emergencies, the following supplemental military leave fringe benefits shall be provided to eligible employees whose active duty extends beyond the fifteen (15) days leave provided under subsection (a):

- (1) For purposes of this subsection (b), "eligible employee" means any employee of the City of Indianapolis or of Marion County, including merit officers of the Marion County Sheriff's Department, the Indianapolis

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metropolitan police department, and the Indianapolis Fire Department, that serve in the National Guard or any reserve component of the armed forces of the United States and who by order of the Governor of Indiana or the President of the United States are placed on full-time active duty for more than thirty (30) days.

- (2) If an eligible employee's active duty base on a weekly basis is less than the normal work-week salary or wages earned by the eligible employee at the time of activation, such eligible employee shall receive a weekly payment as a fringe benefit equal to that difference, paid on the same schedule as if the employee were not on military leave.
- (3) If an eligible employee was a participant in a health benefit program provided by the city or county that covered dependants of the eligible employee, the city or county shall pay the employee/employer contribution for such dependant coverage during such military leave.
- (4) The employer contribution to PERF for an eligible employee shall be continued during the period of military leave.
- (5) For each eligible employee who is a Merit Officer of the Marion County Sheriff's Department, the employer shall pay the employee's contribution to the pension plan during the period of military leave.
- (6) An eligible employee who serves more than thirty (30) days and less than one hundred eighty (180) days on continuous active duty shall be granted an additional week of paid vacation leave; and an eligible employee who serves one hundred eighty (180) or more days of continuous active duty shall be granted an additional two weeks of paid vacation leave, in accordance with the department's current policies and procedures.
- (7) The benefits provided under this subsection shall be administered as follows:
  - a. Eligible employees who wish to apply for these benefits shall notify the office of finance and management and its human resources division as soon as possible after activation of their intent to claim such benefits providing documentation and verification of their orders to full-time active duty.
  - b. The benefits provided under this subsection shall be paid from the personal services appropriations of the respective agency who employed the eligible employee; and the Council will entertain transfers or additional appropriation requests from any agency whose budget is inadequate to cover such benefits.
- (8) This subsection shall be retroactive to January 1, 2003, for employees hired prior to that date.

(c) With respect to public employees eligible for special benefits under subsection (b), the employer contribution to PERF shall be paid for any period between September 11, 2001 and December 31, 2002 during which the employee would have qualified for benefits under that subsection had it been effective during those periods of leave.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 169, 2013. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 169, 2013 on June 19, 2013. The proposal, sponsored by Councillor Moriarty Adams, transfers \$176,000 in the 2013 Budget of the Forensic Services Agency (Federal Grants Fund) to fully execute various grants. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Moriarty Adams moved, seconded by Councillor Oliver, for adoption. Proposal No. 169, 2013 was adopted on the following roll call vote; viz:

24 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Pfisterer, Robinson, Scales, Shreve, Simpson  
0 NAYS:  
1 NOT VOTING: Talley  
4 ABSENT: Cain, Mansfield, Osili, Sandlin

Proposal No. 169, 2013 was retitled FISCAL ORDINANCE NO. 31, 2013, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 2013

A FISCAL ORDINANCE amending the City-County Annual Budget for 2013 (City-County Fiscal Ordinance No.36, 2012) by transferring a total of \$176,000 for purposes of the Marion County Forensic Services Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2013 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Forensic Services Agency.

SECTION 2. The Marion County Forensic Services Agency, transfer among characters in the Federal Grants Fund to fully execute the 2012 DNA grant, the 2012 JAG State grant and two additional grants awaiting awards. The following changes to appropriations are hereby approved:

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
Federal Grants (21001)	(176,000)		95,000	81,000		0

SECTION 3. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**NEW BUSINESS**

Councillor McHenry invited anyone interested to attend a Greenways weed-pulling effort on Monday, July 15, 2013 from 5:30 to 7:00 p.m. on Reed Road.

Councillor Pfisterer invited all west side residents to a Town Hall Meeting being hosted by Councillors Miller and Osili and herself at the Staples on Washington Street on July 16, 2013 at 7:00 p.m., and at the Speedway Town Hall on July 18<sup>th</sup>.

**ANNOUNCEMENTS AND ADJOURNMENT**

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor McQuillen stated that he had been asked to offer the following motion for adjournment by:

- (1) All Councillors in memory of Lewis Sandlin and J. Bruce Lucas; and
- (2) Councillors Lewis and Osili in memory of Jillien Nelson; and
- (3) Councillor McQuillen in memory of Phyllis Johnson, Ann E. Curry, and Edward J. "Sam" Madden, Sr.; and
- (4) Councillors McQuillen and Sandlin in memory of Robert Carter; and
- (5) Councillor Gray in memory of Bennie Sayles.

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Councillor McQuillen moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Lewis Sandlin, J. Bruce Lucas, Jillien Nelson, Phyllis Johnson, Ann E. Curry, Edward J. "Sam" Madden, Sr., Robert Carter, and Bennie Sayles. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:19 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of June, 2013.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)